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**Facsimile Cover Sheet**

Date:	December 1, 2003		
To:	US Patent & Trademark Office Fax: 703-872-9306		
From:	Michael J. Halbert Tel: 408/982-8202 Fax: 408/982-8210		
Pages	6 (including cover sheet)		
Inventors:	Pablo I. Rovira et al.		
Title:	Pulsed Spectroscopy with Spatially Variable Polarization Modulation Element		
Application	10/027,940	Confirmation	2588
Examiner:	Hoa Q. Pham		

Enclosed for filing in the above-identified application are the following:

**Transmittal Letter (1 page); Response to Office Action (2 pages); Copy of Power of Attorney (1 page); and Copy of Notice of Acceptance of Power of Attorney (1 page)**

Please type a plus sign (+) inside this box ☐

PTO/SB/21 (08-00)

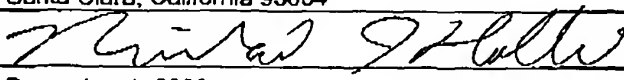
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/027,940	
	Filing Date	December 19, 2001	
	First Named Inventor	Pablo I. Rovira	
	Group Art Unit	2877	
	Examiner Name	Hoa Q. Pham	
Total Number Of Pages In This Submission	6	Attorney Docket No.	NAN027 US

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached - Credit Card Payment Form (1 page)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply (2 pages)	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declarations	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request (1 page in duplicate)	<input type="checkbox"/> Power of Attorney, Revocation of Previous Powers; And Statement Under 37 CFR 3.73(b)	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	* Copy of Power of Attorney, Revocation of Previous Powers and Statement under 37 CFR 3.73(b) (1 page)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	* Copy of Notice of Acceptance of Power of Attorney (1 page)
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	* Facsimile Cover Sheet (1 page)
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT	
Firm or Individual Name	Michael J. Halbert (Reg. No. 40,633) Silicon Valley Patent Group LLP 2350 Mission College Boulevard, Suite 360 Santa Clara, California 95054
Signature	
Date	December 1, 2003

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office to the fax number 703-872-9306 on December 1, 2003.

 12-1-03

Attorney for Applicant(s) Date of Signature

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Inventors: Pablo I. Rovira, Lars Markwort  
Assignee: Nanometrics Incorporated  
Title: Pulsed Spectroscopy with Spatially Variable Polarization Modulation Element  
Serial No.: 10/027,940 Filing Date: December 19, 2001  
Examiner: Hoa Q. Pham Group Art Unit: 2877  
Docket No.: NAN027 US Confirmation No.: 2588

Santa Clara, California  
December 1, 2003

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Dear Sir:

In Response to the Office Action dated October 31, 2003, Applicants elect without traverse to have the invention of Group I, Claims 1-21, examined. Please withdraw from consideration Claims 22-27, which are drawn to the invention of Group II. Applicants reserve the right to seek examination of the invention of Group II in a divisional application.

It is believed that no fees are due, as Applicants had until November 30, 2003 to respond, which fell on a Saturday, thereby giving Applicants until December 1, 2003 to respond.

Further, Applicants note that the Office Action of October 31, 2003, was sent to the incorrect address. Applicants submitted a change of Power of Attorney and Correspondence Address on February 7, 2003. Notice of Acceptance of Power of Attorney was sent by the USPTO to the undersigned at the correct address on March 11, 2003. Copies of these documents are attached hereto. Applicants request that future correspondence is sent to the correct address.

Nevertheless, if the Patent Office determines that an extension and/or other relief is required, Patent Owner petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in

-1-

Serial No. 10/027,940

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connection with this filing of this document to Deposit Account No. 50-2263 referencing NAN027 US.

Should the Examiner have any questions concerning this response, the Examiner is invited to call the undersigned at (408) 982-8200, ext. 2.

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Attorney for Applicant(s)

12-1-03

Date of Signature

Respectfully submitted,



Michael J. Halbert  
Attorney for Applicants  
Reg. No. 40,633

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